

DECLARATION, POWER OF ATTORNEY AND PETITION  
SMALL INVENTOR

We, Charles Mark Openshaw II, 3057 Comanche Lane, Provo, UT 84604, Guy David Payne, 1735 Whitetail Drive, Castle Rock, CO 84104, John Robert Walz, 3245 Comanche Lane, Provo, UT 84604 hereby declare that we are citizens of the United States; that we verily believe that we are the original, first, and sole inventors of the invention VOTING METHOD AND APPARATUS described and claimed in the attached specification, that we have reviewed and understand the contents of the specification, including the claims, as amended by any amendment specifically referred to in the oath or declaration, that we do not know and do not believe that this invention was ever known or used in the United States before our invention thereof, or patented or described in any printed publication in any country before my invention thereof, or more than one year prior to this application, or in public use or on sale in the United States for more than one year prior to this application; that this invention has not been patented or made the subject of an inventor's certificate in any country foreign to the United States in an application filed by us or our legal representatives or assigns more than twelve months before this application; that we acknowledge a duty to disclose information which is material to the examination of the application in accordance with 37 CFR 1.56(a); and that no application for patent or inventor's certificate on the invention has been filed by us or our representatives or assigns or with our knowledge and consent in any country foreign to the United States.

We further appoint Marcus G. Theodore, Registration No. 26,815, and 466 South 500 East, Salt Lake City, Utah 84102, Telephone No. (801) 359-8622, as our attorney authorized to act in a representative capacity for the purpose of receiving all responses thereto, responding to office actions, filing amendments, continuation-in-part applications, and other documents necessary for prosecuting the appended application.

We hereby claim the benefit under Title 35, United State Code, Section 120 of the United States application listed above, and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, we acknowledge the duty to disclose material information as defined In Title 37, Code of Federal Regulations, Section 1.56(a), which occurred between the filing date of the

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prior application and the national filing of this application.

We, the undersigned petitioner declare further that all statements made herein are of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements made will jeopardize the validity of the application of any patent issued thereon.

Dated: 1/18/01

Inventor: 

Charles Mark Openshaw II  
3057 Comanche Lane  
Provo, UT 84604

Inventor: 

Guy David Payne  
1735 Whitetail Drive  
Castle Rock, CO 84104

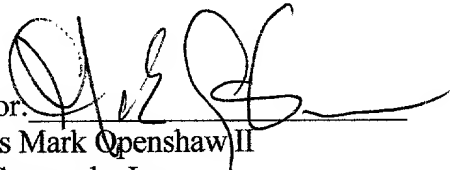
Inventor: 

John Robert Walz  
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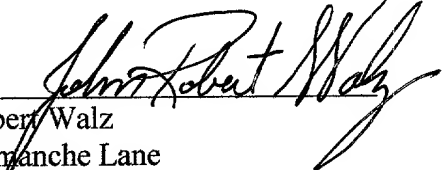
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Inventor: \_\_\_\_\_

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Provo, UT 84604

IN THE UNITED STATES PATENT OFFICE

Serial No. \_\_\_\_\_ :  
Filing Date: \_\_\_\_\_ :  
Inventor: Openshaw II et al :  
Invention: Voting Method and Apparatus : Group Art Unit  
Examiner: \_\_\_\_\_ :

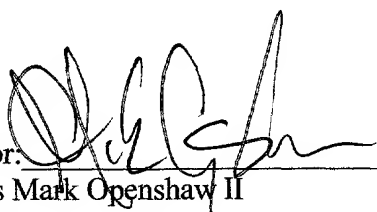
VERIFIED STATEMENT (DECLARATION)  
CLAIMING SMALL ENTITY STATUS  
(37 CFR 1.9(f) & 1.27 (b))

We hereby declare that we, CHARLES MARK OPENSHAW II, GUY DAVID PAYNE, and JOHN ROBERT WALZ, are the inventors of the above referenced application, that we have not assigned, granted, conveyed or licensed and are under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person or entity who would not qualify as a small business concern under 37 CFR 19(d), or a nonprofit organization under 37 CFR 1.9(e).

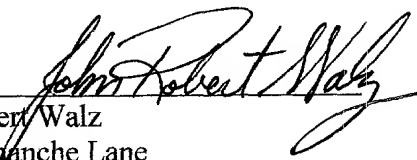
We further acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate (37 CFR 1.28(b)).

We hereby declare that all statements made herein are made of our own knowledge and are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Dated this 18<sup>th</sup> day of January 2001.

Inventor:   
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IN THE UNITED STATES PATENT OFFICE

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Filing Date: \_\_\_\_\_  
Inventor: Openshaw II et al  
Invention: Voting Method and Apparatus  
Examiner: \_\_\_\_\_ Group Art Unit

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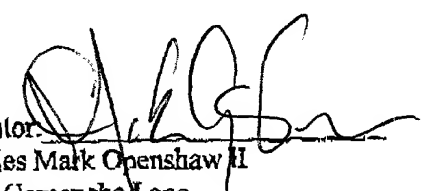
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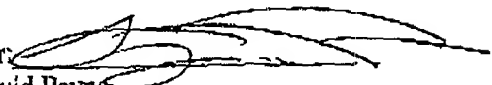
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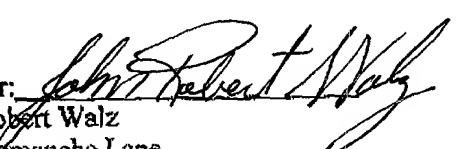
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